



# State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

## **RESEARCH APPENDIX -** **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 07/01/2005

(Per: CMH)



### Appendix – Part 03 of 11

☞ The 2005 drafting file for:

LRB 05b0767

LRB 05b0789

LRB 05b0790

LRB 05b0791

LRB 05b0792

LRB 05b0793

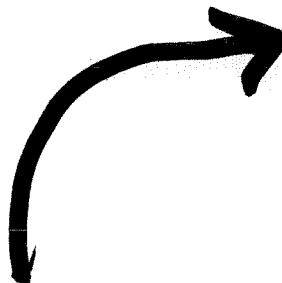
LRB 05b0794

LRB 05b0796

LRB 05b0797

LRB 05b0817

LRB 05b0819



has been copied/added to the 2005 drafting file  
for **LRB 05b0821**

**2005 DRAFTING REQUEST**

**Senate Amendment (SA-AB100)**

Received: 06/30/2005

Received By: **rchampag**

Wanted: **Today**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Zimmerman**

This file may be shown to any legislator: **NO**

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Employ Pub - retirement**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

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**Pre Topic:**

LFB:.....Zimmerman -

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**Topic:**

Payment of employee required contributions under the WRS

---

**Instructions:**

Employer can't pay first 1.5% of employee required contributions for state employees; also have DOA lapse to source fund savings in 2005-07. Go into effect 9/1/05

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rchampag 06/30/2005	wjackson 06/30/2005	pgreensl 06/30/2005	_____	sbasford 06/30/2005		
/2	rchampag 06/30/2005	wjackson 06/30/2005	jfrantze 06/30/2005	_____	lemery 06/30/2005		

FE Sent For:

<END>

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/1	rchampag 06/30/2005	wjackson 06/30/2005	pgreensl 06/30/2005		sbasford 06/30/2005		

FE Sent For:

12 Wlj 6/36 J 6/30 J 6/30  
END

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May Contact:

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Extra Copies:

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/1	rchampag	M WJ 6/30	6/30 PS	6/30 PS			

FE Sent For:

&lt;END&gt;



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRBb0790/1

RAC:.....

WJ

Now

LFB:.....Zimmerman - Payment of employee required contributions under the WRS

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO 2005 ASSEMBLY BILL 100

- 1 At the locations indicated, amend the bill as follows:
- 2 ✓ 1. Page 412, line 11: after that line insert:
- 3 "SECTION 737e. 40.05 (1) (b) of the statutes is renumbered 40.05 (1) (b) 1. and
- 4 amended to read:
- 5 40.05 (1) (b) 1. In Subject to subd. 2., in lieu of employee payment, the employer
- 6 may pay all or part of the contributions required by par. (a), but all the payments
- 7 shall be available for benefit purposes to the same extent as required contributions
- 8 deducted from earnings of the participating employees. Action to assume employee
- 9 contributions as provided under this paragraph shall be taken at the time and in the
- 10 form determined by the governing body of the participating employer. The state shall
- 11 pay under this paragraph for employees who are covered by a collective bargaining

1 agreement under subch. V of ch. 111 ~~and for employees whose fringe benefits are~~  
2 ~~determined under s. 230.12~~ an amount equal to 4% of the earnings paid by the state  
3 unless otherwise provided in a collective bargaining agreement under subch. V of ch.  
4 111 ~~or unless otherwise determined under s. 230.12~~. The University of Wisconsin  
5 Hospitals and Clinics Authority shall pay under this paragraph for employees who  
6 are covered by a collective bargaining agreement under subch. I of ch. 111 and for  
7 employees whose fringe benefits are determined under s. 233.10 an amount equal to  
8 4% of the earnings paid by the authority unless otherwise provided in a collective  
9 bargaining agreement under subch. I of ch. 111 or unless otherwise determined  
10 under s. 233.10. ~~The state shall pay under this paragraph for employees who are not~~  
11 ~~covered by a collective bargaining agreement under subch. V of ch. 111 and for~~  
12 ~~employees whose fringe benefits are not determined under s. 230.12 an amount equal~~  
13 ~~to 4% of the earnings paid by the state unless a different amount is recommended by~~  
14 ~~the director of the office of state employment relations and approved by the joint~~  
15 ~~committee on employment relations in the manner provided for approval of changes~~  
16 ~~in the compensation plan under s. 230.12 (3)~~. The University of Wisconsin Hospitals  
17 and Clinics Authority shall pay under this paragraph for its employees who are not  
18 covered by a collective bargaining agreement under subch. I of ch. 111 an amount  
19 equal to 4% of the earnings paid by the authority unless a different amount is  
20 established by the board of directors of the authority under s. 233.10.

History: 1981 c. 96, 274, 278, 386; 1983 a. 9 s. 6; 1983 a. 27, 30; 1983 a. 46 ss. 2 to 4, 7; 1983 a. 140; 1983 a. 141 ss. 7 to 12, 20; 1983 a. 290, 504, 538; 1985 a. 29, 119, 135, 225; 1987 a. 27, 83, 107, 309, 356, 363; 1987 a. 403 s. 256; 1989 a. 13, 14, 31, 119, 122, 166, 182, 189, 230, 336, 355, 359; 1991 a. 32, 39, 107, 113, 141, 152, 189, 269; 1995 a. 27, 81, 88, 89, 240, 302; 1997 a. 35, 58, 149; 1999 a. 9, 11, 13, 104; 2001 a. 16; 2003 a. 33 ss. 1004 to 1015, 9160; 2003 a. 69, 117.

21 **SECTION 737r. 40.05 (1) (b) 2. of the statutes is created to read:**

22 40.05 (1) (b) 2. Beginning on September 1, 2005, the state may not pay for its  
23 employees who are not covered by a collective bargaining agreement under subch.  
24 V of ch. 111 the first 1.5 percent of earnings that the employees are required to pay

1 as contributions under par. (a). For state employees whose fringe benefits are  
2 determined under s. 230.12, the state shall pay any remaining contributions under  
3 par. (a) in an amount determined under s. 230.12. For state employees whose fringe  
4 benefits are determined under a compensation plan other than under s. 230.12, the  
5 state shall pay any remaining contributions under par. (a) in an amount  
6 recommended by the director of the office of state employment relations and  
7 approved by the joint committee on employment relations in the manner provided  
8 for approval of changes in the compensation plan under s. 230.12 (3)."

9 2. Page 927, line 14: after that line insert:

10 ~~Not State~~ <sup>K</sup> "(74) PAYMENT OF REQUIRED EMPLOYEE CONTRIBUTIONS UNDER THE WISCONSIN  
11 RETIREMENT SYSTEM.

12 (a) The definitions in section 20.001 of the statutes are applicable in this  
13 subsection.

14 (b) The secretary of administration shall determine for each state agency the  
15 amount that the agency is not required to spend during the period that begins on  
16 September 1, 2005, and ends on June 30, 2007, as a result of section 40.05 (1) (b) 2.  
17 of the statutes, as created by this act, and from each appropriation from which the  
18 moneys would have been expended during that period, other than appropriations of  
19 federal revenues.

20 (c) From each sum certain appropriation of general purpose revenue identified  
21 in paragraph (b), the secretary of administration shall lapse to the general fund the  
22 amount specified in paragraph (b) that would otherwise have been expended from  
23 each of the appropriations. After the secretary makes the lapse, each of the sum

1 certain appropriations is decreased by the amount specified in paragraph (b) for that  
2 appropriation.

3 (d) For each sum sufficient appropriation of general purpose revenue identified  
4 in paragraph (b) the expenditure estimate for the appropriation during the 2005-07  
5 fiscal biennium is reestimated to subtract the amount specified in paragraph (b) for  
6 that appropriation.

7 (e) From each appropriation of program revenues or program revenues-service  
8 identified in paragraph (b), the secretary of administration shall lapse to the general  
9 fund the amount specified in paragraph (b) that would otherwise have been  
10 expended from each of the appropriations. After the secretary makes the lapse, each  
11 of the sum certain program revenues or program revenues-service appropriations  
12 is decreased by the amount specified in paragraph (b) for that appropriation.

13 (f) From each appropriation of segregated fund revenues or segregated fund  
14 revenues-service identified in paragraph (b), the secretary of administration shall  
15 lapse to the underlying fund the amount specified in paragraph (b) that would  
16 otherwise have been expended from each of the appropriations. After the secretary  
17 makes the lapse, each of the sum certain segregated revenues or segregated revenues-  
18 service appropriations is decreased by the amount specified in paragraph (b) for  
19 that appropriation and the expenditure estimate for each of the appropriations that  
20 is not sum certain appropriations is reestimated to subtract the amount specified  
21 in paragraph (b) for that appropriation.”.

22 (END)





State of Wisconsin  
2005 - 2006 LEGISLATURE

LRBb0790/2

RAC:wlj:pg

*Now*

*RMR*

LFB:.....Zimmerman - Payment of employee required contributions under  
the WRS

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO 2005 ASSEMBLY BILL 100

1 At the locations indicated, amend the engrossed bill as follows:

2 1. Page 412, line 11: after that line insert:

3 "SECTION 737e. 40.05 (1) (b) of the statutes is renumbered 40.05 (1) (b) 1. and  
4 amended to read:

5 40.05 (1) (b) 1. ~~In~~ Subject to subd. 2., in lieu of employee payment, the employer  
6 may pay all or part of the contributions required by par. (a), but all the payments  
7 shall be available for benefit purposes to the same extent as required contributions  
8 deducted from earnings of the participating employees. Action to assume employee  
9 contributions as provided under this paragraph shall be taken at the time and in the  
10 form determined by the governing body of the participating employer. The state shall  
11 pay under this paragraph for employees who are covered by a collective bargaining

1 agreement under subch. V of ch. 111 and for employees whose fringe benefits are  
2 determined under s. 230.12 an amount equal to 4% of the earnings paid by the state  
3 unless otherwise provided in a collective bargaining agreement under subch. V of ch.  
4 111 or unless otherwise determined under s. 230.12. The University of Wisconsin  
5 Hospitals and Clinics Authority shall pay under this paragraph for employees who  
6 are covered by a collective bargaining agreement under subch. I of ch. 111 and for  
7 employees whose fringe benefits are determined under s. 233.10 an amount equal to  
8 4% of the earnings paid by the authority unless otherwise provided in a collective  
9 bargaining agreement under subch. I of ch. 111 or unless otherwise determined  
10 under s. 233.10. The state shall pay under this paragraph for employees who are not  
11 covered by a collective bargaining agreement under subch. V of ch. 111 and for  
12 employees whose fringe benefits are not determined under s. 230.12 an amount equal  
13 to 4% of the earnings paid by the state unless a different amount is recommended by  
14 the director of the office of state employment relations and approved by the joint  
15 committee on employment relations in the manner provided for approval of changes  
16 in the compensation plan under s. 230.12 (3). The University of Wisconsin Hospitals  
17 and Clinics Authority shall pay under this paragraph for its employees who are not  
18 covered by a collective bargaining agreement under subch. I of ch. 111 an amount  
19 equal to 4% of the earnings paid by the authority unless a different amount is  
20 established by the board of directors of the authority under s. 233.10.

21 **SECTION 737r.** 40.05 (1) (b) 2. of the statutes is created to read:

22 40.05 (1) (b) 2. ~~Beginning on September 1, 2005, the~~ <sup>The</sup> state may not pay for its  
23 employees who are not covered by a collective bargaining agreement under subch.  
24 V of ch. 111 the first 1.5 percent of earnings that the employees are required to pay  
25 as contributions under par. (a). For state employees whose fringe benefits are

1 determined under s. 230.12, the state shall pay any remaining contributions under  
2 par. (a) in an amount determined under s. 230.12. For state employees whose fringe  
3 benefits are determined under a compensation plan other than under s. 230.12, the  
4 state shall pay any remaining contributions under par. (a) in an amount  
5 recommended by the director of the office of state employment relations and  
6 approved by the joint committee on employment relations in the manner provided  
7 for approval of changes in the compensation plan under s. 230.12 (3).”.

8 **2.** Page 927, line 14: after that line insert:

9 “(7k) PAYMENT OF REQUIRED EMPLOYEE CONTRIBUTIONS UNDER THE WISCONSIN  
10 RETIREMENT SYSTEM.

11 (a) The definitions in section 20.001 of the statutes are applicable in this  
12 subsection.

13 (b) The secretary of administration shall determine for each state agency the  
14 amount that the agency is not required to spend during the period that begins on  
15 September 1, 2005, and ends on June 30, 2007, as a result of section 40.05 (1) (b) 2.  
16 of the statutes, as created by this act, and from each appropriation from which the  
17 moneys would have been expended during that period, other than appropriations of  
18 federal revenues.

19 (c) From each sum certain appropriation of general purpose revenue identified  
20 in paragraph (b), the secretary of administration shall lapse to the general fund the  
21 amount specified in paragraph (b) that would otherwise have been expended from  
22 each of the appropriations. After the secretary makes the lapse, each of the sum  
23 certain appropriations is decreased by the amount specified in paragraph (b) for that  
24 appropriation.

1 (d) For each sum sufficient appropriation of general purpose revenue identified  
2 in paragraph (b), the expenditure estimate for the appropriation during the 2005-07  
3 fiscal biennium is reestimated to subtract the amount specified in paragraph (b) for  
4 that appropriation.

5 (e) ~~From each appropriation of program revenues or program revenues-service~~  
6 ~~identified in paragraph (b), the secretary of administration shall lapse to the general~~  
7 ~~fund the amount specified in paragraph (b) that would otherwise have been~~  
8 ~~expended from each of the appropriations. After the secretary makes the lapse, each~~  
9 ~~of the~~ <sup>EACH</sup> sum certain program revenues or program revenues-service appropriations  
10 is decreased by the amount specified in paragraph (b) for that appropriation.

11 (f) From each appropriation of segregated fund revenues or segregated fund  
12 revenues-service identified in paragraph (b), the secretary of administration shall  
13 lapse to the underlying fund the amount specified in paragraph (b) that would  
14 otherwise have been expended from each of the appropriations. After the secretary  
15 makes the lapse, each of the sum certain segregated revenues or segregated  
16 revenues-service appropriations is decreased by the amount specified in paragraph  
17 (b) for that appropriation and the expenditure estimate for each of the appropriations  
18 that is not a sum certain appropriation is reestimated to subtract the amount  
19 specified in paragraph (b) for that appropriation.”.

20

(END)

Insert ✓

4-20

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

4-20

# Page ~~1043~~ 1043, line 16 (:) after short  
line insert (:) )

✓ (16) <sup>K</sup> Payment of Required Employee <sup>CS</sup>  
 EFF DATES Contributions under the Wisconsin Retirement  
 System (:) The <sup>renumbering and amendment</sup> ~~treatment~~ of section 40.05 (1) (b)  
 of the statutes and the creation of section 40.05 (1) (b) 2 of <sup>take</sup> ~~take~~  
 effect on September 1, 2005. ✓  
 of the statutes





State of Wisconsin  
2005 - 2006 LEGISLATURE

LRBb0790/2  
RAC:wlj:jf

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10 form determined by the governing body of the participating employer. The state shall  
11 pay under this paragraph for employees who are covered by a collective bargaining

1 agreement under subch. V of ch. 111 and ~~for employees whose fringe benefits are~~  
2 ~~determined under s. 230.12~~ an amount equal to 4% of the earnings paid by the state  
3 unless otherwise provided in a collective bargaining agreement under subch. V of ch.  
4 111 ~~or unless otherwise determined under s. 230.12~~. The University of Wisconsin  
5 Hospitals and Clinics Authority shall pay under this paragraph for employees who  
6 are covered by a collective bargaining agreement under subch. I of ch. 111 and for  
7 employees whose fringe benefits are determined under s. 233.10 an amount equal to  
8 4% of the earnings paid by the authority unless otherwise provided in a collective  
9 bargaining agreement under subch. I of ch. 111 or unless otherwise determined  
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11 ~~covered by a collective bargaining agreement under subch. V of ch. 111 and for~~  
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21 **SECTION 737r.** 40.05 (1) (b) 2. of the statutes is created to read:

22 40.05 (1) (b) 2. The state may not pay for its employees who are not covered by  
23 a collective bargaining agreement under subch. V of ch. 111 the first 1.5 percent of  
24 earnings that the employees are required to pay as contributions under par. (a). For  
25 state employees whose fringe benefits are determined under s. 230.12, the state shall

1 pay any remaining contributions under par. (a) in an amount determined under s.  
2 230.12. For state employees whose fringe benefits are determined under a  
3 compensation plan other than under s. 230.12, the state shall pay any remaining  
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8 **2.** Page 927, line 14: after that line insert:

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11 otherwise have been expended from each of the appropriations. After the secretary  
12 makes the lapse, each of the sum certain segregated revenues or segregated  
13 revenues–service appropriations is decreased by the amount specified in paragraph  
14 (b) for that appropriation and the expenditure estimate for each of the appropriations  
15 that is not a sum certain appropriation is reestimated to subtract the amount  
16 specified in paragraph (b) for that appropriation.”.

17 **3.** Page 1043, line 16: after that line insert:

18 “(1k) PAYMENT OF REQUIRED EMPLOYEE CONTRIBUTIONS UNDER THE WISCONSIN  
19 RETIREMENT SYSTEM. The renumbering and amendment of section 40.05 (1) (b) of the  
20 statutes and the creation of section 40.05 (1) (b) 2. of the statutes take effect on  
21 September 1, 2005.”.

22 (END)